

## BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 5430  
 Buchanan for President, Inc. and Angela M. "Bay" )  
 Buchanan, in her official capacity as treasurer )

## GENERAL COUNSEL'S REPORT #4

I. ACTION RECOMMENDED

Accept the attached conciliation agreement with Buchanan for President, Inc. ("BFP") and Angela M. "Bay" Buchanan, in her official capacity as treasurer, approve the appropriate letter, and close the file.

II. BACKGROUND

On December 8, 2005, the Commission found probable cause to believe that BFP knowingly and willfully violated 2 U.S.C. §§ 432(h), 434(b), and 441a(f).<sup>1</sup>

<sup>1</sup> BFP, which was the principal campaign committee of Patrick J. Buchanan (the "Candidate") for the Republican nomination for President in 1996, accepted contributions to an account that it had established in March 2001 (the "Buchanan Fund"), but BFP failed to designate a depository that maintained the Buchanan Fund, failed to report the Buchanan Fund activity, and accepted contributions in excess of limits established by the Act. BFP used the Buchanan Fund to pay debts and winding down costs of the Candidate's 1996 campaign and BFP's conduct was similar to that for which the Commission had admonished Ms. Buchanan in her role as treasurer of a previous committee of the Candidate. In soliciting funds to this account, Ms. Buchanan represented that she had established the account "[w]ith the advice of counsel." Her attempts to establish that claim, however, were wholly inadequate. See General Counsel's Report #3 (Nov. 29, 2005).

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10 We therefore recommend that the Commission accept the attached conciliation agreement  
11 with Buchanan for President, Inc. and Angela M. "Bay" Buchanan, in her official capacity as  
12 treasurer, and close the file in this matter.

13 **III. RECOMMENDATIONS**

- 14 1. Accept the attached conciliation agreement with Buchanan for President, Inc. and  
15 Angela M. "Bay" Buchanan, in her official capacity as treasurer.  
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17 2. Approve the appropriate letter.  
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3. Close the file.

Lawrence H. Norton  
General Counsel

1/13/06  
Date

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Attachment